

**From:** Bart Locanthi  
**To:** Microsoft ATR  
**Date:** 11/16/01 10:22pm  
**Subject:** Appalling DOJ/Microsoft Settlement

Sirs and Honorable Senators:

The "settlement" is a craven and complete sell-out.

The verbiage of the agreement is not only toothless, but it reads like (and probably was) something drafted by Microsoft lawyers.

Where is the punishment? Microsoft was found guilty of monopolistic, abusive behavior - and the conviction was upheld - with many thousands of jobs lost and hundreds of companies destroyed in its wake.

Microsoft behaved contemptuously during the trial, and we can only expect the very worst from them after this terrible "settlement" essentially puts the government seal of approval on their behavior.

Microsoft is, correctly, proceeding as if there is nothing to stop them. After walking away scott-free from the worst the DOJ could throw at them, can we expect anything less than even worse behavior?

Almost coincident with the announcement of the DOJ cave-in has been the introduction of Windows XP, which is a living, operational exercise in bad faith and restraint of trade. I can already hear the muffled cries of stifled innovation and squashed companies.

With the sudden take-over of large ISP offerings - including those of Qwest - by MSN, consumers have already been slammed into the replacement of their existing software by Microsoft products.

As always, Microsoft's continued success will be at the expense of consumers, the industry, the science of computing, and the welfare of this country.

I feel utterly betrayed by my supposedly representative government.

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**CC:** Gordon Smith, Ron Wyden